IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.194 OF 2007
IN
INCOME TAX APPEAL LODG. NO.2765 OF 2006

The Commissioner of Income Tax.
..Petitioner.

Vs.

Shri.A.R. Lad. ..Respondent.

Ms. P.P. Bhosale for the Petitioner.

None for the Respondent.

CORAM : F.I. REBELLO &
R.S. MOHITE, JJ.
DATED : 3RD DECEMBER,2007.

PC :

1. There is a delay of 246 days in preferring the appeal. The order of ITAT was received on 21.12.2005. The Chief CIT granted the approval on 18.4.2006. The file was sent to panel counsel for drafting the draft Memo of appeal and Notice of motion on 19.4.2006. The appeal was drafted on 18.12.2006. Apart from vague allegations that some material was called for there is no explanation whatsoever for the delay caused between 19.4.2006 and 18.12.2006.

2. In our opinion, the cause shown would not amount to sufficient cause. Hence, motion is dismissed.

(F.I. REBELLO, J.)

(R.S. MOHITE, J.)

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INCOME TAX APPEAL LODG. NO.2765 OF 2006

The Commissioner of Income Tax.
..Appellant.

Vs.

Shri.A.R. Lad. ..Respondent.

Ms. P.P. Bhosale for the Appellant.

None for the Respondent.

CORAM : F.I. REBELLO &
R.S. MOHITE, JJ.
DATED : 3RD DECEMBER,2007.

PC :

1. As the motion is dismissed, appeal is also dismissed. Refund of court fee as per rules. Certified copy expedited.

(F.I. REBELLO, J.)

(R.S. MOHITE, J.)